

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN BRUCE SIMON**, on January 28, 1999 at 8:00 A.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Bruce Simon, Chairman (R)
Rep. Bob Pavlovich, Vice Chairman (D)
Rep. Paul Sliter, Vice Chairman (R)
Rep. Joe Barnett (R)
Rep. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Roy Brown (R)
Rep. David Ewer (D)
Rep. Carol C. Juneau (D)
Rep. Billie Krenzler (D)
Rep. Bob Lawson (R)
Rep. Gay Ann Masolo (R)
Rep. Gary Matthews (D)
Rep. Joe McKenney (R)
Rep. Carolyn Squires (D)
Rep. Jay Stovall (R)
Rep. Cliff Trexler (R)
Rep. Carley Tuss (D)

Members Excused: None.

Members Absent: None.

Staff Present: Stephen Maly, Legislative Branch
Pati O'Reilly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 281, HB 282, HB 367, HB 368, HB 369, HB 370, 1/25/1999
Executive Action: HB 294, HB 320, HB 312, HB 150, HB 247, HB 153, HB 181, HB 328, HB 281, HB 282

HEARING ON HB 281 AND HB 282

Opening Statement by Sponsor: Rep. Royal Johnson, HD 10
introduced HB 281 and HB 282. **EXHIBIT**(buh22a01)
{Tape : 1; Side : A; Approx. Time Counter : 0 - 129}

Proponents' Testimony:

Commissioner Pat Haffey, Commissioner of Labor and Industry.
{Tape : 1; Side : A; Approx. Time Counter : 129 - 284}

Chris Gallus, Montana Chamber of Commerce
{Tape : 1; Side : A; Approx. Time Counter : 284 - 316}

Bob Gilbert, Businessman, Sidney, Montana
{Tape : 1; Side : A; Approx. Time Counter : 316 - 390}

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Ed Dennhy, Director of Human Resources, Town Pump, Butte, MT
EXHIBIT(buh22a02)
{Tape : 1; Side : A; Approx. Time Counter : 390 - 496}

Phil Campbell, Montana Education Assn.
{Tape : 1; Side : A; Approx. Time Counter : 496 - 500}

Lance Melton, Montana School Board Assn.
{Tape : 1; Side : B; Approx. Time Counter : 0 - 10}

Penny McElroy, Montana Power Company, Butte, MT
{Tape : 1; Side : B; Approx. Time Counter : 10 - 21}

Jane Jelinski, Montana Assn. of Counties
{Tape : 1; Side : B; Approx. Time Counter : 21 - 29}

Bill Kennedy, Yellowstone County Commissioner
{Tape : 1; Side : B; Approx. Time Counter : 29 - 43}

Ken Switzer, Martel Const.
{Tape : 1; Side : B; Approx. Time Counter : 43 - 73}

Darel Holzer, AFL-CIO
{Tape : 1; Side : B; Approx. Time Counter : 73 - 95}

Leonard Cloninger, electrical contractor
{Tape : 1; Side : B; Approx. Time Counter : 95 - 116}

Opponents' Testimony: None

Questions from Committee Members and Responses:

Rep. Simon questions Commissioner Haffey

Reps. Krenzler, Bookout, Squires, Juneau and Simon questions
Cadwalter.

{Tape : 1; Side : B; Approx. Time Counter : 116 - 268}

Closing by Sponsor: Rep. Johnson closed. **EXHIBIT**(buh22a03)

{Tape : 1; Side : B; Approx. Time Counter : 268 - 332}

HEARING ON HB 367, 368, 369, 370

Opening Statement by Sponsor: Rep. Barnhart, HD 29 introduces HB
367, 368, 369, 370. **EXHIBIT**(buh22a04) **EXHIBIT**(buh22a05)
EXHIBIT(buh22a06)

Proponents' Testimony:

Jerry Cormier, Montana Environmental Health
Assn.**EXHIBIT**(buh22a07) **EXHIBIT**(buh22a08) **EXHIBIT**(buh22a09)
EXHIBIT(buh22a10) **EXHIBIT**(buh22a11) **EXHIBIT**(buh22a12)
EXHIBIT(buh22a13)

{Tape : 1; Side : B; Approx. Time Counter : 493 - 500}

{Tape : 2; Side : A; Approx. Time Counter : 0 - 12}

Jane Jelinski, Montana Assn. of Counties.

{Tape : 2; Side : A; Approx. Time Counter : 12 - 28}

Pete Frazier, Director of Environmental Health, Gt. Falls, MT

{Tape : 2; Side : A; Approx. Time Counter : 28 - 68}

Jim Carlson, Director of Environmental Health, Missoula, MT

EXHIBIT(buh22a14)

{Tape : 2; Side : A; Approx. Time Counter : 68 - 163}

Kathleen Martin, Dept. of Health and Human Services, State of
Montana

{Tape : 2; Side : A; Approx. Time Counter : 163 - 283}

Don Power, Ex. Director Environmental Health, Butte, MT

EXHIBIT(buh22a15)

{Tape : 2; Side : A; Approx. Time Counter : 283 - 305}

Laurel Rick, Lewis and Clark County Environmental Health Officer.

EXHIBIT(buh22a16)

{Tape : 2; Side : A; Approx. Time Counter : 305 - 343}

Tim Roark, Gallatin County Health Dept. **EXHIBIT**(buh22a17)
{Tape : 2; Side : A; Approx. Time Counter : 343 - 361}

Opponents' Testimony:

Kati Kintli, Montana Tavern Assn.

{Tape : 2; Side : A; Approx. Time Counter : 361 -499}

Brad Griffin, Montana Retail Assn. **EXHIBIT**(buh22a18)

{Tape : 2; Side : A; Approx. Time Counter : 499 - 500}

Phyllis Marshik, Helena Food Producer

{Tape : 2; Side : B; Approx. Time Counter : 0 - 52}

Questions from Committee Members and Responses:

Rep. Pavlovich , Ewer, Tuss and McKenney questions Kathleen Martin

Rep. Barnett questions Sponsor

Rep. Simon questions Carlson and Cormier.

{Tape : 2; Side : B; Approx. Time Counter : 52 - 403}

Closing by Sponsor: Rep. Barnhart closed.

{Tape : 2; Side : B; Approx. Time Counter : 403 - 500}

EXECUTIVE ACTION ON HB 294

Motion/Vote: REP. LAWSON moved that HB 294 BE TABLED. Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 0 - 20}\

EXECUTIVE ACTION ON HB 320

Motion/Vote: REP. EWER moved that HB 320 DO PASS. Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 20 - 32}

EXECUTIVE ACTION ON HB 312

Motion: REP. SQUIRES moved that HB 312 DO PASS.

{Tape : 3; Side : A; Approx. Time Counter : 32 - 139}

Motion/Vote: REP. SLITER moved that HB 312 BE TABLED. Motion carried 12-6 with Ewer, Juneau, Matthews, Pavlovich, Squires, and Tuss voting no.

{Tape : 3; Side : A; Approx. Time Counter : 139 - 160}

EXECUTIVE ACTION ON HB 150

Motion: REP. PAVLOVICH moved that HB 150 DO PASS.

{Tape : 3; Side : A; Approx. Time Counter : 160 - 170}

Motion/Vote: REP. PAVLOVICH moved that HB 150 BE AMENDED. Motion carried unanimously. **EXHIBIT**(buh22a19)

{Tape : 3; Side : A; Approx. Time Counter : 170 - 180}

Motion/Vote: REP. PAVLOVICH moved that HB 150 DO PASS AS AMENDED. Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 180 - 225}

EXECUTIVE ACTION ON HB 247

Motion/Vote: REP. PAVLOVICH moved that HB 247 DO PASS. Motion carried 12-6 with Barnett, Bitney, Lawson, Masolo, Sliter, and Trexler voting no.

{Tape : 3; Side : A; Approx. Time Counter : 225 - 490}

EXECUTIVE ACTION ON HB 153

Motion: REP. LAWSON moved that HB 153 DO PASS. **EXHIBIT**(buh22a20)

{Tape : 3; Side : A; Approx. Time Counter : 490 - 500}

Motion/Vote: REP. TREXLER moved that HB 153 BE AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 0 - 100}

Motion/Vote: REP. TREXLER moved that HB 153 BE AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 100 - 120}

Motion/Vote: REP. LAWSON moved that HB 153 DO PASS AS AMENDED. Motion carried 16-2 with Brown and Juneau voting no.

{Tape : 3; Side : B; Approx. Time Counter : 120 - 178}

EXECUTIVE ACTION ON HB 181

Motion/Vote: REP. SLITER moved that HB 181 BE TABLED. Motion carried 17-1 with Krenzler voting no.

{Tape : 3; Side : B; Approx. Time Counter : 178 - 206}

EXECUTIVE ACTION ON HB 328

Motion: REP. SLITER moved that HB 328 DO PASS.

{Tape : 3; Side : B; Approx. Time Counter : 206 - 210}

Motion/Vote: REP. BITNEY moved that HB 328 BE AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 210 - 268}

Motion/Vote: REP. SLITER moved that HB 328 DO PASS AS AMENDED.

Motion failed 8-10 with Barnett, Bitney, Bookout-Reinicke, Masolo, McKenney, Sliter, Stovall, and Trexler voting aye.

{Tape : 3; Side : B; Approx. Time Counter : 268 - 300}

Motion/Vote: REP. PAVLOVICH moved that HB 328 BE TABLED. Motion carried 10-8 with Barnett, Bitney, Bookout-Reinicke, Masolo, McKenney, Sliter, Stovall, and Trexler voting no.

{Tape : 3; Side : B; Approx. Time Counter : 300 - 468}

EXECUTIVE ACTION ON HB 281

Motion/Vote: REP. MASOLO moved that HB 282 DO PASS. Motion carried 16-2 with Sliter and Stovall voting no.

{Tape : 3; Side : B; Approx. Time Counter : 468 - 470}

EXECUTIVE ACTION ON HB 282

Motion/Vote: REP. EWER moved that HB 281 DO PASS. Motion carried 16-2 with Sliter and Stovall voting no.

{Tape : 3; Side : B; Approx. Time Counter : 470 - 500}

ADJOURNMENT

Adjournment: 11:55 A.M.

REP. BRUCE SIMON, Chairman

PATI O'REILLY, Secretary

BS/PO

EXHIBIT (buh22aad)